

10-24-05

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ATTORNEY DOCKET NO. 130042.1000
(Prev. 62873.7)
CUSTOMER NO. 32914

INFORMATION DISCLOSURE
STATEMENT
SERIAL NO. 10/733,555



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Express Mail Certificate Under 37 C.F.R. § 1.10

EXPRESS MAIL" MAILING LABEL NUMBER: EL 994538250 US
Date: October 21, 2005

I, Robert J. Ward, hereby certify that this paper (along with any paper and fees referred to as being attached or enclosed or actually enclosed) is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above, with sufficient postage, and is addressed as follows:

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Robert J. Ward
Signature of person mailing paper

In re Application of: Richard J. Whiting

Serial No.: 10/733,555

Filing Date: December 10, 2003

Group Art Unit: 1734

Examiner: Lorengo, Jerry A.

For: **Rock Laminate**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.97(c)(1) and 37 C.F.R. §1.97(e)(2), Applicant submits the art listed on the attached Form PTO-1449. Applicant submits this Information Disclosure

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Statement in compliance with 37 C.F.R. §1.97(c)(1) and 37 C.F.R. §1.97 (e)(2), as Applicant is filing this Information Disclosure Statement after the period specified in 37 C.F.R. §1.97 (b), and before the mailing date of any of a final action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, and that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Applicant respectfully requests, pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, that the art listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified application. Pursuant to 37 C.F.R. § 1.98, a copy of the referenced art is enclosed for the convenience of the Examiner, other than any U.S. patents and U.S. patent application publications. Furthermore, pursuant to 37 C.F.R. §§1.97(g) and (h), no representation is made that this art is

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material to patentability of the present application or that a search has been made.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner, and shall not be construed as a representation that Applicant or Applicant's attorneys have personal knowledge of the contents of the listed art or any events surrounding the listed art.

The Examiner is requested to initial the attached form PTO-1449, as indicated. It is respectfully requested that the Examiner then return to the undersigned a copy of the initialed and completed Form PTO-1449 that indicates the enclosed referenced art has been considered in its entirety.

No fees are believed to be due at this time. To the extent that any further fees, whatsoever, are required at any time during prosecution of this application, including petition and extension fees, the Commissioner is hereby authorized to charge payment of any additional fees, including any under 37 C.F.R. § 1.16 or 37 C.F.R. § 1.17, to Deposit Account No. 07-0153 and reference Attorney Docket No. 130042.1000. Please credit any overpayments to this same Deposit Account.

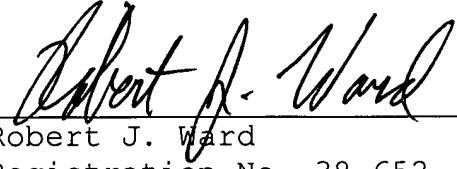
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Please direct all correspondence to the practitioner listed
below at Customer No. 32914.

Respectfully submitted,



Robert J. Ward
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ATTORNEY FOR APPLICANT

October 21, 2005



FORM PTO-1449		U. S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 130042.001000		SERIAL NO. 10/733,555	
LIST OF ART CITED BY APPLICANT (Use several sheets if necessary)				APPLICANT Richard J. Whiting			
				FILING DATE December 10, 2003		GROUP 1734	
U. S. PATENT DOCUMENTS							
EXAMINER INITIAL	DOCUMENT NUMBER	ISSUE DATE	NAME OF INVENTOR	CLASS	SUBCLASS	FILING DATE (if appropriate)	
FOREIGN PATENT DOCUMENTS							
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY FILED IN OR PCT	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	DE 19522875 A1	10/31/96	Germany	B32 B	9/04	NO	
	DE 295 08 372 U1	4/1/96	Germany	C04 B	41/71	NO	
U.S. PATENT APPLICATIONS / PUBLICATIONS (Include Application Number, Title, Filing Date, Inventors)							
	U.S. Patent Application Ser. No. 08/427,965 filed April 26, 1995 entitled "Flexible Sheet Materials Having Decorative Rock Surface and Processes for Making Same"; Inventor: Gernot Ehrlich						
OTHER ART (Include name of author (in CAPITAL LETTERS), title of article, title of item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume issue number(s), publisher, city and/or country where published)							
EXAMINER INITIAL							
EXAMINER SIGNATURE:				DATE CONSIDERED:			
<p>*EXAMINER: Please initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Please include copy of this form with next communication to applicant.</p>							